

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
NADIR SIMONS,

Petitioner,

-against-

CALVIN WEST,

Respondent.
-----X

JUDGMENT
04-CV- 2689 (CBA)

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ FEB 9 2006 ★

P.M. _____
TIME A.M. _____

A Memorandum and Order of Honorable Carol Bagley Amon, United States District Judge, having been filed on February 3, 2006, denying petitioner's petition for a writ of habeas corpus as untimely; and ordering that a Certificate of Appealability will not issue; it is

ORDERED and ADJUDGED that petitioner take nothing of the respondent; that petitioner's petition for a writ of habeas corpus is denied as untimely; and that a Certificate of Appealability will not issue.

Dated: Brooklyn, New York
February 08, 2006

15/
ROBERT C. HEINEMANN
Clerk of Court